

BYRD DAVIS FURMAN, LLP

James H. Furman (*pro hac vice*)

707 W. 34th Street

Austin, TX 78705

Phone: (512) 454-3751

Fax: (512) 451-5857

SCHLEMMER & MANIATIS, L.L.P.

Paul N. Schlemmer

111 Broadway, Suite 701

New York, NY 10006

Phone: (212) 248-5060

Fax: (212) 389-9793

Attorneys for Plaintiff Micaela Martegani

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	
MICAELA MARTEGANI, Individually, as	:
Surviving Spouse, and as Executrix and Personal	:
Representative of the Estate of IVANO LUINI,	:
deceased, and on behalf of all interested	:
beneficiaries, including MATTIA LUINI,	:
	:
Plaintiff,	:
	:
-against-	:
	:
CIRRUS DESIGN CORPORATION,	:
BALLISTIC RECOVERY SYSTEMS, INC.	:
and EAST END AVIATION, LLC,	:
Defendants.	:
-----X	
CIRRUS DESIGN CORPORATION,	:
	:
Third-Party Plaintiff,	:
	:
- against-	:
	:
ESTHER MONIQUE SAVARESE, as Executrix	:
and Personal Representative of the Estate of	:
SERGIO SAVARESE, deceased,	:
	:
Third-Party Defendant.	:
-----X	
and	

-----X	
ESTHER MONIQUE SAVARESE, as	:
Executrix and Personal Representative of the	:
Estate of Sergio Savarese, deceased,	:
	:
Plaintiff,	:
	:
-against-	:
	:
CIRRUS DESIGN CORPORATION,	:
BALLISTIC RECOVERY SYSTEMS, INC.	:
and EAST END AVIATION, LLC,	:
	:
Defendants.	:
-----X	
CIRRUS DESIGN CORPORATION,	:
	:
Third-Party Plaintiff,	:
	:
- against-	:
	:
MICAELA MARTEGANI, as Executrix	:
and Personal Representative of the Estate of	:
IVANO LUINI, deceased,	:
	:
Third-Party Defendant.	:
-----X	

**PLAINTIFF MICAELA MARTEGANI’S MOTION TO SEAL HER SUBMISSION OF
WRONGFUL DEATH COMPROMISE SETTLEMENT PROCEEDING
INFORMATION FOR PURPOSES OF OBTAINING APPROVAL OF SETTLEMENT**

COMES NOW, Plaintiff MICAELA MARTEGANI, Individually and as Surviving Spouse, Executrix, and Personal Representative of the Estate of Ivano Luini, and as Mother, Natural Guardian and Next Friend of Mattia Luini, a minor, and files this her Unopposed Motion to Seal the document (and all of its attachments) previously presented to the Court on September 4, 2009, and being presented again on this date in updated format both entitled, “Submission of Wrongful Death Compromise Settlement Proceeding Information for Purposes of Obtaining Approval of Settlement.”

Plaintiff would show that the resolution of this lawsuit stands to benefit a minor, and that, in the interest of protecting said minor, such document should be placed under seal of court. The document contains confidential information including the name and date of birth of a minor and details of the settlement amounts. In addition to protecting the minor, Plaintiff realizes that public availability of the document could potentially expose her and her son to various offers, scams, solicitations, etc. that would encompass an invasion of their privacy as well as being a nuisance and possibly even expose them to dangerous situations. In order to avoid all such potential contacts and exposure, Plaintiff is requesting the Court to place the Submission documents under seal.

WHEREFORE, Plaintiff, respectfully requests that the Court place under seal Plaintiff Micaela Martegani's Submission of Wrongful Death Compromise Settlement Proceeding Information for Purposes of Obtaining Approval of Settlement (including all attachments thereto).

Dated September 24, 2009.

Respectfully submitted,

SCHLEMMER & MANIATIS, L.L.P.

Paul N. Schlemmer

111 Broadway, Suite 701

New York, NY 10006

Phone: (212) 248-5060

Fax: (212) 389-9793

E-Mail: pschlemmer@nyctrallawyers.com

s/ James H. Furman

BYRD DAVIS FURMAN, LLP

James H. Furman (*pro hac vice*)

707 W. 34th Street

Austin, TX 78705

Phone: (512) 454-3751

Fax: (512) 451-5857

E-Mail: jfurman@byrddavis.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

This is to certify that the foregoing document has been sent via Federal Express to the Court and sent via facsimile and e-mail to the following counsel of record, on this 24th day of Sept, 2009:

Oliver K. Beiersdorf
E-mail: obeiersdorf@reedsmith.com
Patrick Bradley
E-mail: PBradley@ReedSmith.com
REED SMITH LLP
599 Lexington Avenue
New York, NY 10022
Counsel for Cirrus Design Corporation

Fax: (212) 521-5450

John O. Brennan
E-mail: jbrennan@rbdllp.net
RYAN, BRENNAN & DONNELLY LLP
131 Tulip Avenue
Floral Park, NY 11001
Counsel for East End Aviation LLC

Fax: (516) 354-0814

s/ James H. Furman
James H. Furman